

❖ OOH! TRY KIRSTEN'S YUMMY SALMON-PHYLLO PIE **B1**

**KIRSTEN**  
She's been  
busy in the  
kitchen.

# MAD RIVER

# UNION

MADRIVERUNION.COM

VOL. 6, No. 2 ❖ 10 PAGES ❖ WEDNESDAY, OCTOBER 3, 2018 ❖ EST. 2013 ❖ \$1

## Mack Town may get two roundabouts

**Jack Durham**  
MAD RIVER UNION

**MCKINLEYVILLE** – If funding is available, two roundabouts may be constructed on Central Avenue in McKinleyville, one at Bella Vista Road north of the Six Rivers Brewery, the other at Murray Road near the Renner Petroleum station.

Humboldt County Public Works Director Tom Mattson told the McKinleyville Municipal Advisory Committee (McKMAC) at its Sept. 26 meeting that the county, Redwood Community Action Agency and the California Department of Transportation are applying for a planning grant to study Central Avenue from Bella Vista Road to Mill Creek Road. If the grant application is successful, the county would study the feasibility of installing a roundabout at the intersection. Mattson said the county is also looking at building a roundabout at Central Avenue and Murray Road.

The future of these projects depends entirely on whether funding is available, Mattson said, adding that they are “several years down the line.”

Mattson was in attendance at the McKMAC meeting to discuss the Bella Vista Road intersection, an agenda item requested by McKMAC member Ben Shepherd.

“I live off Bella Vista Road and I’m continually amazed at the traffic at that intersection,” Shepherd said.

Central Avenue is the unincorporated community’s main thoroughfare, with the Bella Vista Road intersection being near the southern gateway to Mack Town. Bella Vista Road, along with Bartow Road to the south, connect the hillside neighborhoods to Central Avenue.

“Bella Vista is a challenge because of poor sight lines,” Shepherd said, noting there are cars racing up the road northbound and southbound, sometimes making left-hand turns difficult from Bella Vista Road.

Although the intersection can appear dangerous, the statistics tell a different story.

ROUNDBABOUTS ❖ A3

## ABC details charges against bars

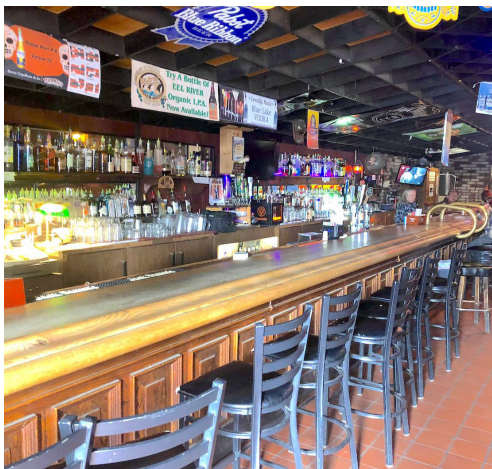
### Sidelines, Toby & Jack’s could lose liquor licenses as four-day hearing documents narcotics buys during undercover probe

**Kevin L. Hoover**  
MAD RIVER UNION

**EUREKA/ARCATA** – A four-day administrative law hearing into alleged drug violations at two Plaza bars took place last week at the Eureka DHHS office. During the hearing, an undercover officer for the state’s Dept. of Alcoholic Beverages Control (ABC) described the Sidelines and Toby & Jack’s as places where hard drugs could be easily obtained for the asking, and with the knowledge of the staff.

Judge Alberto Roldan has 30 days to render a decision as to whether or not the liquor licenses for the bars should be revoked. Roldan’s decision will be submitted to ABC Director Jacob Appelsmith. He could approve the judge’s verdict (as is usually done), reject or modify it.

ABC alleges 13 counts of sales and possession of illegal drugs and facilitation of drug sales at both bars, with the licensee’s knowledge. Some 12 individuals were arrested in April after the 10-month investigation.



The bars are owned by Costanzo’s Genco Olive Oil Company, which is owned by Salvatore Costanzo. He attended the hearings with his son, Michael, and attorney Patrik Griego. ABC was represented by attorney Colleen Villarreal and Agent Samantha Scott.

Over four days in a small conference room at Eureka’s DHHS office, the state

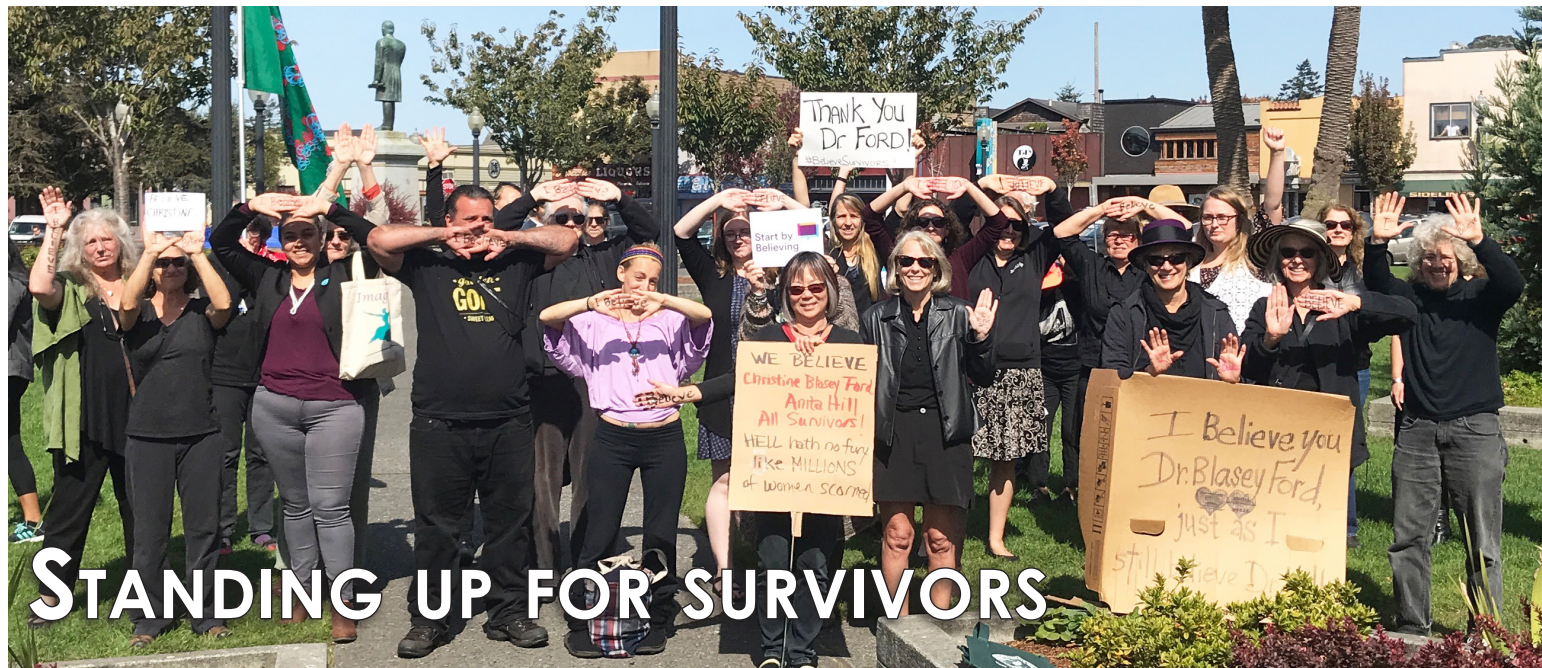


**DRUG DEN?** The bar and pool room of Toby & Jack’s, extensively described by an ABC undercover agent as a place where drugs were readily available. PHOTOS BY KLH | UNION

Dept. of Alcoholic Beverage Control (ABC) laid out the case against the bars. ABC’s investigation was conducted in cooperation with Arcata Police, the Humboldt County Drug Task Force, Sheriff’s Office and California Highway Patrol.

Tuesday and Wednesday, the hearing focused on the Sidelines, though there was

BARS ❖ A4



**OR LIKE THIS** A Humboldt Bay: We #BelieveChristine & All Survivors – Rally & Minute of Silence, was held last Thursday at noon on the Arcata Plaza. The demonstration displayed solidarity with Dr. Christine Blasey Ford and other survivors of violence, and to protest the confirmation of Supreme Court nominee Brett M. Kavanaugh. Similar events were held across the country. JD | UNION

## High school district pursues tax measure

**Jack Durham**  
MAD RIVER UNION

**MCKINLEYVILLE** – The Northern Humboldt Union High School District will ask voters Nov. 6 to pass Measure N, a \$24 million bond measure that would be paid with an additional property tax and would fund campus upgrades and renovations.

The district estimates that the tax rate would be \$19 per \$100,000 of assessed value. The owner of a home assessed at \$200,000 would pay \$38 a year, or \$3.16 a month. The owner of a home assessed at \$300,000 would pay an estimated \$57 a year, or \$4.75 a month.

As the district points out on its frequently asked questions handout posted on its website, “Do not confuse

assessed valuation with market value. Assessed valuations are the value placed on property by the county and are almost always lower than market values.” To find your home’s assessed value, look at your property tax bill.

The tax would continue for 25 to 30 years, until the bonds are paid off.

### The upgrades

The bond money would pay for decidedly unsexy but necessary renovations and upgrades to the district’s five high schools – Arcata, McKinleyville, Six Rivers Charter, Tsurai and Pacific Coast. About 1,670 students attend these schools.

The upgrades include repairing and replacing leaky roofs, updating electrical systems, heating and ventilation systems and school plumbing. Money

would also be spent making handicapped accessibility improvements and improving school security. The district also plans to upgrade some of its sports fields and may pursue a solar energy project in an effort to save electrical costs.

District Superintendent Roger Macdonald said that the project list was developed over the last several months with input from teachers, staff, parents and community leaders. The district also conducted a roof analysis and hired an outside firm to prepare a School Facilities Needs Analysis.

Macdonald gave a presentation Sept. 26 about Measure N to the McKinleyville Municipal Advisory Committee, which voted unanimously to support the bond measure.

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## Major land donation in the seaside village

**TRINIDAD COASTAL LAND TRUST**  
TRINIDAD – The Trinidad Coastal Land Trust announced Sept. 27 that it has received a significant property gift donation within the City of Trinidad.

Known as the “Horse Pasture,” this open space parcel in the middle of the small city holds some important local history. The city’s first schoolhouse was located on a corner of the property from 1890-1914.

The Saunders Family are fourth generation Trinidadians who donated this land to the local land trust as a memorial tribute to

their grandparents Mose and Mae Saunders, who originally acquired and preserved the property as open space.

“This piece of land is valued by our community and visible to everyone who passes through town. We are honored to now hold title and steward the land for public benefits,” says Ben Morehead, Executive Director of the Trinidad Coastal Land Trust.

The 3.5 acres will “stay as is, undeveloped open space until the Land Trust develops a conservation land use plan,” Morehead said. “We are in no rush but



**BRAVING THE FOG** Beth Saunders Tulley holds a sign that will be posted at the front of the property on Main Street. She is surrounded by members and supporters of the Trinidad Coastal Land Trust and the Saunders family.

SUBMITTED PHOTO

expect to start considering next steps in 2019.”

The Saunders Family, who had owned the land for over 70 years, also made a \$10,000 donation to help manage the property. “It was the foresight and vision of our grandparents to originally secure the property, and our parents Glenn and Janis to maintain and not develop it,” said Gail Saunders, who with her brothers Steve and Larry, gifted the land to the Land Trust. “We know that property ownership includes annual expenses and wanted to help the Land Trust raise funds for ongoing maintenance.”

This donation will be deposited into a restricted savings fund at the Humboldt Area Foundation, the Land Trust’s Protection in Perpetuity Land Stewardship Fund. Its purpose is to provide for future maintenance and trail improvements on popular public beaches, coastal trails and conservation land holdings owned and managed by the Land Trust. “The goal is to raise \$1,000,000 for an endowment to fund public benefit improvements into the future. We invite our members and new support-

ers to consider a donation into this fund and share a conservation legacy gift for future generations of all species on the Trinidad coast,” Morehead said.

This new property is located next to the City of Trinidad’s public park called Saunders Park, home to the public library, Trinidad museum, picnic park area, botanical garden and art gallery/ land trust office.

The Saunders Park property was also donated to the Trinidad Coastal Land Trust in 2004 by Mose and Mae’s son Glenn Saunders and his wife Janis. Community philanthropy runs in their blood, as Glenn’s sister Aunt Beth Saunders Tulley, 91 years young, was instrumental for her cooperation and encouragement with the donation of the Land Trust’s newest open space gift. The Horse Pasture property is located next to the Trinidad cemetery to the north, Trinidad School to the south, Trinidad State Beach picnic area to the west, and Saunders Park to the east. A plaque honoring the land donation has been placed in front of the property along Main Street.

## Rossbacher retiring

### HSU PRESS RELEASE

**HUMBOLDT STATE** – Lisa A. Rossbacher, who has served as President of Humboldt State University since 2014, announced today that she will retire from the California State University system after the 2018-19 academic year.

In a message to the HSU community, President Rossbacher said that she had enjoyed serving as president, but the timing was right to move to the next stage of her career. She had discussed her plans over the summer with CSU Chancellor Timothy White.

“This was not an easy decision, as I very much enjoy being part of this campus community,” she wrote. “I am inspired each day by our amazing students and by the commitment of our faculty and staff.”

President Rossbacher also used her message to highlight some areas of recent success for the University, including: a sustainable budget, improved graduation rates, investment in student support programs, efforts related to diversity and equity, and additional tenure-line faculty positions.

CSU Chancellor Timothy White praised President Rossbacher for her commitment and achievements at HSU.

“While working in one of the CSU’s most unique environments, President Rossbacher’s long-standing commitment to improving student success was always apparent,” White said. “She has led the campus to steady growth in graduation rates, and I am pleased to say that Humboldt State is graduating students at record numbers. Her leadership of a campus-wide collaborative effort also resulted in recent reaccreditation from the WASC Senior College and University Commission. To eliminate a persistent structural deficit in the campus budget, she made difficult but necessary decisions in order to put HSU on a solid path. I commend and thank President Rossbacher for her leadership at HSU, her previous service as a member of the faculty and administration at Cal Poly Pomona, and her dedication to the CSU mission.”

The CSU will soon launch a national search for President Rossbacher’s successor. Under university policy, the chairman of the CSU Trustees, Adam Day, and Chancellor Timothy White will select a committee made up of various campus stakeholders who will be publicly announced at a later date. Campus and community input will be sought in an open forum held on campus.

More at [madriverriverunion.com](http://madriverriverunion.com).

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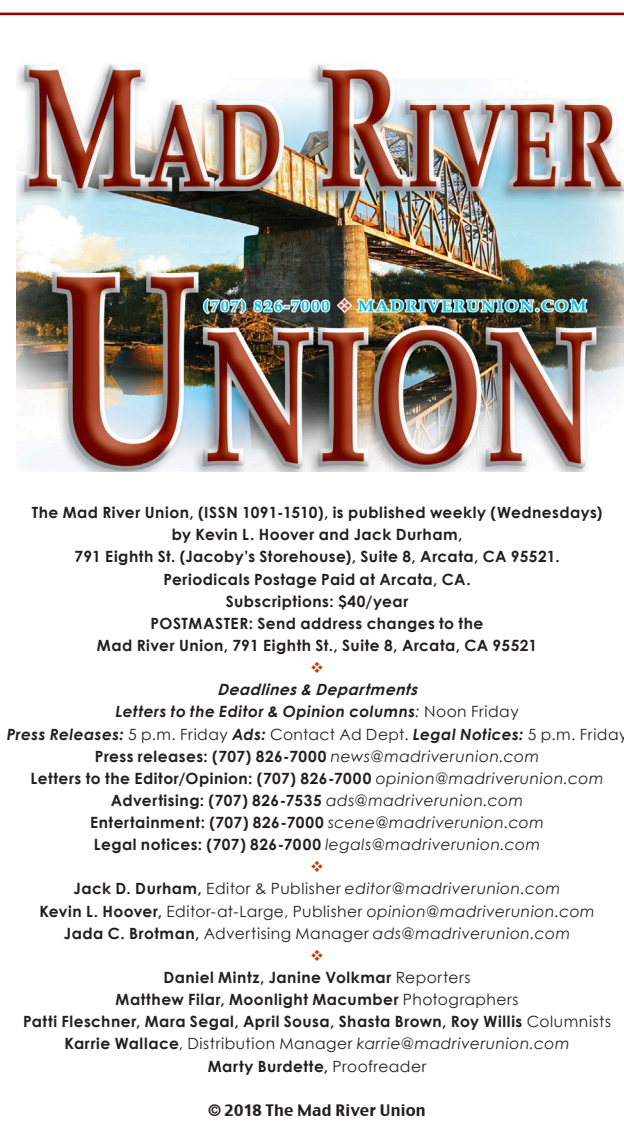
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# States advances Dungeness disaster relief plan

**Daniel Mintz**  
MAD RIVER UNION

HUMBOLDT – The state has finalized a spending plan for \$25.8 million in federal fishery disaster relief, with \$22.3 million of it proposed for direct payments to Dungeness crab fishermen, buyer/processors and charter boat operators.

The California Department of Fish and Wildlife (CDFW) submitted its final spending proposal to the Pacific States Marine Commission – the multi-state agency coordinating relief spending approvals – on Sept. 7.

The state’s 2015 to 2016 commercial Dungeness and rock crab seasons were declared as fisheries disasters after being drastically curtailed due to algae blooms and the domoic acid toxin they produced.

Approval of the federal relief funding for the two fisheries was gained last June, with most of it covering Dungeness losses. The state was tasked with developing a plan for distribution of the money.

In a letter to the commission, CDFW Director Charlton Bonham said members of fishing communities “expressed support for options that were relatively easy and simple to expedite the payment process.”

Fishermen and other industry participants advocated for “minimum qualification criteria” to simplify the payment process. For fishermen, the spending plan equally divides relief payments based on the trap tier system, whose groupings are defined by numbers of crab pots used.

Payments would be calculated on a per-permit basis and under the state’s proposed formula, would range from about \$15,000 to \$43,000 per permit.

Payments to processors will be proportional to buying histories and charter boat operators will be paid based on trip activity levels.

The maximum payment to processors who have received the highest percentages of crab would be \$790,000.

The payment range for charter boat operators is from \$5,000 to \$35,000.

Bonham acknowledges that the relief funds “are not sufficient to reimburse all losses” and federal government doesn’t view reimbursement as a main objective.

“This plan is not designed to mitigate for direct losses, but rather to build resiliency within the California Dungeness and rock crab fishing industries to address the

fishery disaster,” Bonham wrote.

The direct payments will allow recipients to “invest the funds into their business practices to increase their resilience to future disruptions caused by harmful algae blooms.”

The CDFW describes the Dungeness crab fishery as being “the mainstay of Northern California fishing communities and is the top fishery in terms of both landings and participation.”

Ten percent or \$2.6 million of the relief funding is proposed for “mitigation” or research efforts to better understand and deal with the effects of algae blooms. Half of the mitigation funding is proposed for competitive grants and half would be used to improve the state’s ability to monitor conditions and collect and test crab samples.

One percent of the funding or about \$257,000 would cover the Pacific States Marine Commission’s administrative overhead.

The commission will forward its recommendations to the National Oceanic and Atmospheric Administration (NOAA) and a review process is expected to span several weeks.

# Anyone want a dog leash law?

**Jack Durham**  
MAD RIVER UNION

MCKINLEYVILLE – The McKinleyville Municipal Advisory Committee (McKMAC) is willing to review the county’s animal control ordinances and make recommendations for leash laws if there’s support for doing so from the community.

The idea was floated by McKMAC member Kevin Jenkins at the committee’s Sept. 26 meeting. Jenkins said that Fifth District Supervisor Ryan Sundberg has received numerous complaints over the years about animal-related issues such as unleashed and barking dogs. Sundberg suggested that the committee take up the matter.

“I really just put it on the agenda just to get the topic out there, to make it available for public comment,” Jenkins said. “I want to hear more. I’m not advocating any course of action at all right now.”

As an unincorporated community, McKinleyville’s animal control ordinances are determined by the County of Humboldt.

“Specifically, when it comes to leash law, Humboldt County doesn’t have a leash law, per se,” Humboldt County Sheriff’s Lt. Bryan Quenell told the committee. “The ordinance basically says the animal will be with you, and under the care and control of the owner. Well, obviously, that’s open to interpretation.”

Later in the meeting, McKMAC member Craig Tucker said “If there’s going to be talk about animal control ordinances, I want to talk about roosters.”

“I don’t mind the neighbors having chickens, but it’s not very neighborly to have roosters,” said Tucker, who lives in the Azalea Avenue neighborhood.

McKMAC member Ben Shepherd, who used to own and operate A&L Feed and Garden Supply, said that there is already an ordinance that bans roosters and livestock in urban areas.

“You are in the Azalea area... you can’t have crowing roosters in that kind of urban area,” Shepherd said.

Committee members said they will wait to hear from the public to see if there’s interest in new animal control laws.

## Roundabouts | Voters to decide fate of funding for future road projects

**FROM A1**

“There’s been 12 accidents there in the last six years, two of which have resulted in injuries, so it doesn’t rise that high on our safety index for safety funding,” Mattson said.

A roundabout at Bella Vista Road, Mattson said, “would solve your entrance and exit problem immediately.”

Whether McKinleyville gets the roundabouts, or any other significant funding for road projects, may be decided this November at the ballot box.

Humboldt County voters are being asked to approve Measure O, a half-cent sales tax that funds public safety and other county functions, including public works.

The measure basically extends the existing Measure Z, but is permanent and has fewer restrictions on how the money can be spent.

Also on the ballot is Prop. 6, a statewide measure that would repeal the Road Repair and Accountability Act, also known as Senate Bill 1.

Passed in 2017, bill raised gas taxes and vehicle registration fees, generating more than \$5 billion a year for road improvement projects throughout the state, including Humboldt County.

According to Mattson, the Prop. 6 would not only eliminate the recently passed gas tax, it would also significantly reduce the gas tax that existed before.

Road paving and other public works projects would have to compete for a dwindling amount of funding, a “doom and gloom” scenario for Humboldt County Public Works.

“We’re going to try to be positive,” Mattson said. “We’re going to plan for the future.”

While roundabout construction may be years out, Mattson said that the county is considering re-striping Central Avenue near Bella Vista Road.

One of problems is convincing drivers that the right-hand northbound Central Avenue lane is intended as a turn lane for motorists to take a right on Bella Vista. Instead, some motorists use it as a passing lane.

**TEST PERIOD EXTENDED** The Humboldt County Department of Health & Human Services Division of Environmental Health (DEH) has extended the dry weather test period for evaluation of water quantity supplies for proposed subdivisions and residential construction through Monday, Oct. 15. Closure of the test period is implemented at the time of the first typical seasonal rainfall event. All parties anticipating subdividing land or developing parcels with water supplies to serve individual or up to four connections should contact a qualified consultant to arrange for testing. The applicant’s agent must certify that at least 720 gallons of water per day for each residence can be produced. For additional information, call (707) 445-6215 or 1-800-963-9241.



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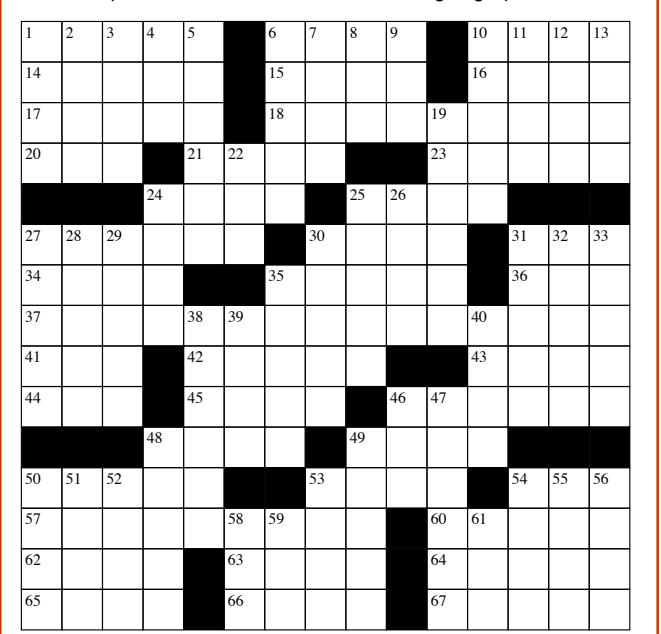
**CROSSWORD**

**ACROSS**

- Written slander
- Agreement
- Wood trimmer
- Speak to a crowd
- Repeat
- Norm’s order on “Cheers”
- Pear varieties
- Alvin, Theodore & Simon
- Suffix for insist or consist
- Murder
- First name in cosmetics
- Unkind
- Valley
- Consideration
- Harbor bird
- Shake back and forth
- Son of Seth
- Small part for a big star
- See 2 Down
- Capital city
- Poet’s contraction
- Before dawn
- Crooked
- Endeavor
- Preceding periods
- Ends prematurely
- Small bills
- Extended family
- Portion
- Unruly heads of hair
- Small child
- Fare collector
- Free of extra words
- “Zip—Doo-Dah”
- 100 centesimos
- Not smooth
- Boxer Max
- Flat-bottomed ship
- Full

**DOWN**


- Ear part
- With 36 Across, archaeological period
- Rope fiber
- Common Latin abbr.
- Smaller
- \_\_\_ pie
- Sore
- Greek X
- Part of a 2-piece outfit
- Treat badly
- Unightly auto mark
- Man’s nickname
- Of the Gaels
- Ripe
- Youth
- Gender: abbr.
- Blockhead
- Drinks
- Established anew
- Join
- \_\_\_ bird
- Vexes
- Shore stroller
- Representative
- Men
- Central parts
- Sharper
- Common verb
- Black, in verse
- Part of a majestic range
- Keeps meat moist
- Neatness
- \_\_\_ Sea
- Union shunner
- “Mary \_\_\_ little lamb...”
- Busy as \_\_\_
- Nothing other than
- Run
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- Complete
- Are going upward?



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# PUBLIC SAFETY

## Bars | Asking for ‘white’ brought the bindles and baggies

❖ FROM A1

some “cross-pollinization” of testimony regarding Toby & Jack’s, since the two bars have some common personnel and the same owner. Thursday, and Friday morning, the quasi-court considered the case against Toby & Jack’s.

Scott, the ABC undercover agent, had little difficulty gaining familiarity with the bars’ bartenders and security personnel, as well as customers, including several low-level drug dealers. She was able to buy cocaine, MDA and MDMA on three occasions, with the alleged knowledge, cooperation and facilitation of several employees, including since-dismissed secretary of the owning corporation, Nicole Costanzo.

ABC’s case rested on Scott’s testimony and the evidence – an assortment of baggies and bindles containing drugs, as well as a blue MDMA tablet.

A number of those involved in the alleged drug dealing were unavailable to the civil hearing, since they are also accused of felony drug violations in connection with the ABC investigation.

Nicole Costanzo, bartenders Mykie Rae Bastidas and Joshua Michael Cuppett, and Jasmine Cerise “Carly” Oakeshott all invoked the Fifth Amendment in order to avoid offering testimony that might be used against them in their criminal trials. All made brief appearances in the civil hearing to plead the Fifth before and after their arraignments in the criminal cases at the Humboldt County Courthouse.

Those individuals were arraigned Thursday in Humboldt County Superior Court, along with alleged drug dealers Elijah Calvin Browning and Ryan Johnston. Arrest warrants were issued for two individuals mentioned frequently in the ABC hearing who failed to appear for their criminal cases, Scott Clinton Gamar and Jeffrey Franklin Shields Jr.

**Day 1 – Sidelines**

After the 13 counts against the bars were outlined, each of which could expose Costanzo to license suspension or revocation, Griego renewed a motion to continue the hearing. One had been made the previous day and denied by another judge. Griego argued that a key witness, Mykie Bastidas, would be unavailable to testify. She and others facing criminal charges related to the case were to be arraigned Thursday, and were expected to plead the Fifth Amendment in the civil case.

Griego said Bastidas was “a crucial witness” and that her testimony was crucial to the defense, since the case would come down to her word vs. that of ABC Agent Scott.

But Roldan said continuing the hearing while the criminal trials proceed could put the case in a “holding pattern” for years, and that Griego could cross examine other witnesses not criminally charged.

Scott, a former Placer County Sheriff’s deputy and correctional officer, said she had been asked by the Humboldt County Drug Task Force (DTF) to further investigate preliminary surveillance findings of drug activity at the two bars.

Scott said she entered the Sidelines on Oct. 6, 2017, took a stool at the center of the bar and ordered a beer from Bastidas, the bartender. Young, with neck-length blonde hair, Scott was soon approached by another patron named Ryan Johnston, and the two chatted.

The conversation quickly turned to drugs – initially, cannabis. Scott complained that she was having trouble finding “white” – a slang term for cocaine – in Humboldt. Scott said Johnston asked Bastidas where he could get some “white girl” for her. Bastidas, according to Scott, said her connection was out of town. But another individual deemed a “regular” by Bastidas soon appeared at the bar and placed a small baggie in her hand, for which she paid him \$40.

Returning on Nov. 30, with a full team of undercover agents in place inside and outside the bar, Scott said she ordered a beer from Bastidas and, along with another agent, arranged to buy cocaine from patron Elijah Calvin Browning. She said he supplied her and the other agent with one baggie each of one gram of cocaine. Scott held the baggie up at shoulder level and, with Bastidas right behind her at the bar, said, “You’re the best, thanks a million.” That phrase was a signal to the undercover team that the deal had been consummated, and the agents left.

A third buy took place Jan. 25, when Browning allegedly sold her another \$100 of coke with Bastidas present.

Griego, cross-examining Scott, elevated various gaps in the evidence such as missing dates on reports, and texts through which drug buys had been arranged, but were lost when Scott’s cell phone broke. He also suggested that “white” might have referred to “Great White,” a type of local microbrew. Griego also probed into ambient lighting and noise levels in the bar, and whether the

bartenders could have been aware of the agent’s dealings with the drug sellers.

All in all, Scott summarized, she made four successful drug buys –three from Browning and one from Johnston, all with “house knowledge” – that of a bartender or security personnel.

EPD Officer Brian Wilson, a defense witness and former Sidelines bouncer, testified that the bar had a strict no-drugs policy. It was so pro-active in preventing drug on-site use, Wilson said, that when management became aware of women snorting coke off the toilets in the ladies’ room, Mike Costanzo suggested coating the fixtures in Vaseline. That was done, Wilson said, and ended the problem.

**Day 2 – Sidelines**

Griego raised questions about the “TruNarc” laser spectrography device used to identify the substances Scott had purchased – who operated it, their training, and some missing “self-check” and evidence chain-of-custody documents. He said that TruNarc operator Officer Dave Miller of DTF, who was out on medical leave and unavailable, was needed in order to establish the device’s efficacy.

Griego’s objections about evidence handling were overruled by Roldan, who said that in totality, it had been handled routinely and was sufficient.

Griego then attempted to dismantle all of Scott’s testimony that Bastidas and other bar personnel had awareness of the transactions, and repeated his doubts about the reliability of the TruNarc device and the handling of evidence.

Villarreal countered with examples of Bastidas’ cooperation in facilitating buys, and of Scott’s blatant display of the purchased drugs in front of the bartender. She said the bar owners were “legally obligated to maintain a drug-free business, and had obviously failed.

At one point, Bastidas and her attorney Kathleen Bryson showed up to plead the Fifth as predicted, then left.

Former APD, now UPD Officer Vince O’Connor said that during his three years patrolling downtown, the owners had demonstrated “good compliance” with drug laws. So did former APD Officer Drake Goodale, now with EPD, and former Police Chief Tom Chapman.

Supervisor Rex Bohn, an old friend of Sal Costanzo’s, said Costanzo had been “blindsided” by the charges, but that “this can be rectified.”

Mike Costanzo said the two bars had a stringent no-drugs policy with signage posted to that effect. He said he personally trained all employees in proper procedure, and had ejected numerous druggies from the premises.

But Costanzo also seemed to acknowledge some culpability by the personnel – all since dismissed – who had been implicated by ABC. “It really sucks that after 20 years, I have three people involved in a thing that really blindsided me,” he said.

APD Officer Luke Scown offered starkly different testimony than his former downtown-patrolling colleagues. He said it was “absolutely not a secret that there was significant drug use coming out of those two places, based on word on the street.” Even other area bars complained about it, he said.

City Manager Karen Diemer affirmed Scown’s testimony. “Many people had shared concerns about drug dealing at these two establishments,” she said. There was a history of “excessive calls for service” at the bars. The Sidelines and Toby & Jack’s had been the most complained-about bars for the last four years, she said, except for one year when The Jam edged out Toby & Jack’s. But that wasn’t because of activity in the bar – it was due to calls about people camping in its entrance alcove.

Diemer said the chronic drug problems had been aired at a city meeting with all the downtown bar owners, but that there was no follow-up from Sal Costanzo until the ABC charges were filed in April. At this, the normally cheerful and upbeat Diemer evinced some anger. She said she told Costanzo, “I needed your help. I pleaded with you. I’m super-mortified that we would have this meeting and you would allow this activity in your bar,” Diemer said. “It’s not what this community wants.”

In closing arguments, Villarreal reviewed the successful drug buys and reiterated testimony that the bartenders had been aware of and facilitated them.

Griego cast doubt on the employees’ awareness, stating that it was unclear whether the employees knew what was going on. “Inference is not enough,” he said.

He further objected to the unavailability of Miller, the main evidence processor, and emphasized “missing multiple steps in the chain of custody” of the evidence. Griego said the evidence should have been sent to

the Department of Justice for analysis.

He said that Costanzo had been extremely responsive after the charges were filed, dismissing his own daughter, Nicole, as an employee and officer of the corporation and installing surveillance cameras.

**Day 3 – Toby & Jack’s**

Griego began by again noting some missing printouts in the sequence of reports from the TruNarc device, as well as a failed calibration test. “It appears that this may not be a proper way to run this test,” he said.

But Judge Roldan deemed the TruNarc reports admissible, saying the glitches would only affect the weight he gave that evidence.

Scott said she went into Toby& Jacks on Sept. 14, ordered a drink. She said she saw a female customer stash a backpack behind the bar and plug her cell phone in to be charged, which “raised suspicions.” She then went back to the poolroom, where drugs were said to be traded.

A bouncer was stationed at the back door, and outside, people were smoking cannabis, pouring booze into water bottles and making hand-to-hand exchanges of “most likely drugs” in front of the doorman employee.

Returning Oct. 5, Scott encountered suspects Joshua Cuppett and Scott Clinton “Scoot” Gamar. Gamar, she said, supplied her with a bindle of cocaine. She was also able to but a blue pill later identified as MDA from another individual, and a baggie of a crystalline substance identified as “Molly” – MDMA.

Much of the drug talk and negotiations, Scott said, took place with the knowledge and cooperation of bartender Joshua Michael Cuppett.

On Nov. 9, Scott went to Toby & Jack’s where she saw Nicole Costanzo, who she said hugged her and said she was going to a party where she could find “her guy” who would sell her some cocaine.

Scott said she then bought a gram of coke from Browning for \$100.

On Jan. 25, Scott went back and coordinate another buy with the help of bartender Joshua Cuppett. In the women’s restroom, she obtained a crystalline substance identified as MDMA from a woman who had stored her purse behind the bar – Jasmine Cerise “Carly” Oakeshott.

Cross examining Scott, Griego seemed to be attempting to elicit testimony in support of an entrapment defense. He grilled Scott as to whether an invitation by Cuppett to go back to his place and take cocaine was friendship, or possibly a romantic interest. “As knowledge of cocaine use,” Scott replied.

As fate would have it, it was at that exact moment that two men entered the room – Cuppett and his attorney. The cross-examination awkwardly halted as Cuppett pleaded the Fifth, then resumed when he left.

**Day 4 – Toby & Jack’s**

Griego noted the emergence of fresh TruNarc testing documentation and again called for a postponement of the hearing. Roldan ruled that the lapse was inadvertent. He said he’d do research into the TruNarc devices efficacy while mulling the verdict, and would weigh the evidence accordingly.

Griego continued to seek dismissal of all the TruNarc findings, but Roldan ruled that his objections weren’t significant enough to merit disregarding the drug evidence. Other disputes about evidence brought the same result.

Villarreal reviewed the testimony and evidence, and highlighted multiple instances in which employees knew of, advised and sometimes facilitated Scott on drug buys. Based on the totality of the evidence, she said, revocation of Costanzo’s ABC licenses was appropriate.

Griego cast Scott’s testimony as ambiguous and lacking in proof of “house knowledge” of the drug buys. He said that Cuppett’s interest in Scott was out of concern for her safety, and that he never profited from any drug sales. He also suggested that Scott may have confused Nicole Costanzo with other women of similar hair color and build – Bastidas and Oakeshott.

Griego said that the TruNarc test results were presumptive rather than conclusive, and were essentially unreliable.

He said the situation was “incredibly embarrassing” to Sal Costanzo, who’d never had any previous drug violations at his establishments. He said Costanzo had gone “above and beyond” in addressing the issues. He said Costanazo would like to sell the license to someone else that ABC deemed acceptable, but Roldan told him that was outside his purview as a judge.

Griego said his client would understand a suspension or admonishment, but that revocation of the liquor licenses would be “undeserved and unjust.”

Villarreal concluded by stating that the drug problems at the bars were well-known, chronic, allowed to continue by the owners, and had been conclusively proven.



**APD: HAMBURGLARY AT TONI’S**

**CUSTOMER DISSERVICE** The woman at left took a little more than a side of fries with her burger, say Arcata Police on their Facebook page. After getting a scrumptious early morning snack at Toni’s restaurent on Heindon Road, the woman below and her hungry partner in crime allegedly stole items from a vehicle in the parking lot (see the video on the APD Facebook page) on Sept. 26 at about 2:30 a.m.. Can you help APD identify these theft suspects? If you have any information about the theft or the identity of the female, call the Arcata Police Department at (707) 822-2428. APD PHOTO

## A highly detailed reconstruction of an alleged DUI-related crash at 299/101

**HUMBOLDT COUNTY SHERIFF’S OFFICE**

ARCATA – On Sept. 23 at about 12:07 p.m., a white Subaru Forester was traveling westbound on the westbound SR-299 transition to northbound US-101. The driver of the Subaru, Alexander Sarver, failed to negotiate the right turn of the transition road, and left the roadway traveling in a westerly direction.

The Subaru collided with a right-turn arrow marker, a utility junction box, and then entered the northbound lanes of U.S. Highway 101, where it collided with a dark grey Toyota Corolla sedan, which was being driven by a Mr. Trenton Pruitt, that was traveling northbound on U.S. Highway 101, in the No. 2 lane.

The Subaru then continued to the west, where it collided with the metal median barrier, traveled over the barrier, and subsequently landed in the southbound lanes of U.S. Highway 101. As a result of the impact with the Subaru, the Toyota went into a spin, and was rotating in the northbound lanes of U.S. Highway 101, while sliding in a northerly direction.

David Berrey was riding his 2008 Harley Davidson northbound on U.S. Highway 101 in the No.1 lane, to the rear of the Toyota. Berrey observed the collision between the Subaru and the Toyota, applied his Harley Davidson’s brakes, and steered to the left in an attempt to avoid a collision.

As the Toyota rotated counterclockwise, the right front corner of the Toyota collided with the right side of Berrey’s Harley Davidson. The impact caused the Harley Davidson to fall to its right side and onto the roadway. Berrey and the Harley Davidson slid on the highway in a northwesterly direction. After the collision, Berrey, and his motorcycle came to rest on the west median shoulder of northbound U.S. Highway 101.

Pruitt’s Toyota came to rest on its wheels, in the northbound lanes of U.S. Highway 101, facing in a southwesterly direction. The Subaru driven by Sarver came to rest in an upright position, in the southbound lanes of U.S. Highway 101, facing in a southeasterly direction.

Upon contact by officers at the scene, Sarver showed obvious signs of intoxication, and was placed under arrest for suspicion of driving under the influence.

Berrey sustained major injuries as a result of the collision, and was transported to Mad River Community Hospital for medical treatment. Pruitt and his passenger, Erica Wennerholm, were uninjured as a result of the collision.



# OPINION

## The McKinley statue: a needed reminder of moral failure and success

I want to explain why I as a member of the Arcata City Council have consistently supported the right of Arcata citizens to directly vote on the McKinley statue and why I support Measure M to keep our statue on the Arcata Plaza.

The McKinley statue and President McKinley himself are in many ways the direct opposite of the Confederate statues being taken down throughout the South.

McKinley was a strong abolitionist and specifically enlisted in the Union Army in the Civil War to free black Americans from slavery and to save our country.

Throughout his life and as President of the United States, McKinley actively supported the rights of black Americans at a time when black Americans were being systematically deprived of those rights.

In his time, McKinley was an effective and popular president. His murder shocked the nation. In the wake of his assassination, citizens in Arcata and in many other cities erected statues in his honor.

I see two basic ways of viewing



the McKinley statue.

The first is to see the statue purely as a symbol, a symbol of all the harms done to Native Americans and other people of color.

The second is to see William McKinley as an individual. McKinley is in a number of ways similar to Abraham Lincoln and the early days of the Republican Party.

Both fought to free black Americans from slavery and preserve the Union. Both supported the long-term economic development of the United States. Both

had children who died young and cared for wives who suffered from grief and depression.

For their times, both had progressives views of black Americans and other people of color, but both also held views that would not be acceptable in the 21st Century.

As president, both deeply cared about how their policies would affect ordinary people and tried to foster reconciliation. Both were assassinated by angry individuals who saw them as tyrants.

In recent years, the statue has been an object of fun with McKinley as King Neptune at the

Oyster Festival, as the Wizard at the Fairy Festival and, most recently, dressed up at the North Country Fair.

For more than 100 years the McKinley statue has stood as the centerpiece of the Arcata Plaza. Removing and replacing the statue would be a large and unnecessary expenditure of our scarce taxpayer dollars that could be better spent meeting current needs.

I urge you to “Vote Yes on M!” and “Keep Our Statue!”

*Michael Winkler is an Arcata City Councilmember and Measure M petitioner.*

## C’mon, do the right thing – you know you want to, and should

### Speed hump *all* roads

On September 5th I emailed the following letter to Arcata City Manager Karen Diemer and Arcata City Engineer Doby Class. I was seeking responses not just to the letter, but, in particular, to increasingly dangerous traffic conditions in Arcata. I have yet to hear from either Diemer or Class.

The City of Arcata appears content to continue adding living units and therefore population to the city without adequately addressing the associated increase in automobiles that are now clogging our little streets. Of paramount concern is the way in which far too many drivers blithely careen at appallingly high speeds across crowded lanes of traffic, putting everyone at risk. These people need to be slowed and cited.

It is also clear that collaboration between the city and Humboldt State University to reduce student car trips is virtually non-existent (a contention recently verified by an employee of the city). Visit campus on a warm weekday and you might find fifty bikes scattered around the school. But stand on just about any corner near campus and watch as hundreds of single-occupancy vehicles flood streets and parking lots. This has to change.

By filling up our small community with people and, especially, cars, the city of Arcata (and HSU) is neglecting is foremost obligation to protect its residents from harm.

Certainly the baby steps taken by the city, over the past decade, to calm traffic and provide somewhat safer bike/pedestrian travel are appreciated. But the benefits of these steps are negligible compared with ever growing automobile congestion and unsafe driving conditions and practices.

City of Arcata:

I would put the current need for traffic calming in Arcata near the level of emergency.

Yesterday: The black SUV headed north on H Street, late afternoon, weaving in and out of traffic at perhaps 40 mph, maybe even faster, skidding to a halt at 16th, there peeling out into a left, almost running into someone waiting at the stop sign at G.

The young waif peeling out from 11th to head north onto K, probably hitting 40 before the turn. Also yesterday.

On my little street, someone speeding past playing children as if they were pylons. Yes, yesterday.

It seems every day is like this now. Every day I see this type of behavior in Arcata. Soon, another person will die because of it.

A few months ago a friend of mine was crossing 11th street and was almost run over by a car, traveling at perhaps 50 mph, that was passing another car. The car narrowly missed him, an agile adult, but it ran over his dog. The driver never stopped.

I see people going 40 to 50 on 11th Street all the time.

Three times in the past couple of years I have watched errant drivers pass through the northbound stop sign at Eighth and G without even slowing down. Last year the same thing happened as I was about to cross K, eastbound on 11th. A driver heading north on K drove right through, at about 30 mph, without seeing the stop sign. Had I kept going, had I not noticed the errant car, my daughter, in the passenger seat, would have been seriously injured or killed.

I don’t mean to be overly dramatic, but the picture is clear: It appears there is a diminished concern for human life, at least in the numbed mind of the harried, hurried, excited, intoxicated, “smart”-phoning, and otherwise appallingly dangerous driver. And there are more of

them than ever on Arcata’s little streets. This is a disastrous combination. We cannot expect people to do the right thing in their cars. We have to do it for them.

As Arcata’s policy of “in-fill” moves forward without concomitant measures to calm and reduce traffic, and to otherwise make our streets safer, the city is remiss in its first obligation, to protect its citizenry.

This is a request for the city to immediately move forward with measures to install traffic calming devices, and change traffic policies. These changes would include the following:

1. Speed humps\* on ALL streets except a few primary arterials, prioritizing for first installation all residential streets, 11th St., L.K. Wood, Sunset Avenue, and Janes Road.
2. Speed limits on most small, residential streets reduced to 15 mph.
3. ENFORCEMENT. In the decades I have lived and traveled in Arcata, not once have I seen a police car with radar positioned on a city street. In terms of allocating resources, the drivers I am describing are far more dangerous than the plazoids ever will be.

\*Please do not be dissuaded by emergency services personnel who might erroneously claim that such traffic calming puts people at risk due to increased travel times for ambulances. A friend of mine who, for the past three decades, has run a paramedic operation in the Bay Area, and who knows Arcata, tells me this: “It’s generally not true that speed humps and such keep us from getting to a call timely. We don’t want them on arterials necessarily, but especially in a place like Arcata, where the streets are narrow and dense and there are a lot of closely spaced intersections, ambulances are not going to travel much over the speed limit in any case. The lives you save and injuries you prevent with traffic calming more than make up for any very slight delay, if any, of an ambulance.”

Many thanks,  
**Greg King**  
**Arcata**

*Note: Arcata’s citizen-led Transportation Safety Committee meets the third Tuesday of every month at Arcata City Hall, 736 F St. The TSC reviews all transportation matters and makes recommendations to the City Council, commissions and staff – if you have a traffic issue, this is where the solution will be born. – Ed.*

### Campus too dangerous

It is time that students, prospective students, and their parents be made aware of the dangers of attending Humboldt State University.

As was spelled out in the September 19 *Lumberjack* article, “Ripple in the radio,” Kimberly Comet, director of Risk Management and Safety Services at HSU, feels the university’s campus has become too dangerous for KHSU nighttime disc jockeys to continue live broadcasts! This despite being patrolled by both the City of Arcata’s Police Department and the university’s own law enforcement.

I urge everyone—students and non-students alike—to educate the public (through letters to the editor and social media) of the dangers lurking at HSU. Let the public know the campus has become a place where those responsible for your wellbeing can no longer ensure your safety.

Until we have an administration that will provide for the 24/7/365 security of everyone on campus, new enrollment should cease.

**Richard Salzman**  
**Arcata**

### ✦ LETTERS

#### KHSU needs a Board of Directors

I have been involved with KHSU since 1986. I have been a paid staff member and a volunteer programmer/producer. I am currently a member of KHSU’s Community Advisory Board.

The chaos at our beloved KHSU continues. Since early May communication between station staff and volunteers has been truncated. Volunteers are not permitted at the station after 10 p.m., the General Manager is all but cloistered. Many questions, few answers. No transparency.

Humboldt State University holds a precious gift in public radio station KHSU. It is time for the university to share responsibility for KHSU by creating a board of directors.

A board of directors, consisting of University-appointed members and community-appointed members, can potentially rescue KHSU from the downward spiral that seems to be out of control now.

I am urging HSU President Lisa Rossbacher to do the right thing: Remove KHSU from the bureaucracy of University Advancement (Is that really the best oversight for a radio station?) and start the process of creating shared responsibility of the station with the community that loves it.

Please, President Rossbacher, it is time for a Board of Directors.

**Geraldine Goldberg**  
**Trinidad**

#### It’s those old white men again

Lying under oath to congress is a felony. It constitutes “high crimes and misdemeanors” as defined by the Constitution of the United States of America. It is grounds for impeachment and removal from office.

While there has only been one Supreme Court Justice ever impeached and removed, we can always do it again. I, like many people, were aghast at the bile, anger and rage exhibited by Brett Kavanaugh in his statements on the afternoon of September 28th.

I was appalled. I have known many lawyers and even some judges, but have never seen any one of them act that way. Can you imagine being in a courtroom and being subjected to this horrible man? He sounded like a petulant 5-year-old.

And what is it with these old white men and their hands. They all hold them up like they are surrendering or trying to call attention to the size of their hands. There are old adages about the size of hands, feet and sexual organs, but really.

They should all take their hands and their size 7-1/2 Gucci tasseled loafers and show them to someone who cares.

Or is it that Brett Kavanaugh surrenders. What is he surrendering from? Is his past life of debauchery finally catching up to him? Are his good-old Prep School friends finally go to turn on him?

Most citizens don’t get the privileged life that was afforded to Kavanaugh. Most people do not get the sins of their pasts to be white-washed by a cabal of old, fat, privileged white guys who seem to run this country.

As a woman I object. Remember, resistance is futile, just as the Borg have told us. RISE UP. Stop the erosion of our lives and our futures. Get rid of these bums.

Thank you for listening.

**Jan Phelps**  
**Arcata**

### You won’t regret Brett

I first met Brett when I was Executive Director of the Arcata Chamber of Commerce and he walked into my office to learn about becoming a member. Over the years I learned that Brett is honest, generous, kind, has sense of humor, and goes above and beyond in anything he does. Brett Watson is a friend, a good friend. If you have Brett in your corner you are one lucky person. In the case of Arcata you are one fortunate community to have Brett working on your behalf. Brett cares about the community, he is trustworthy, knowledgeable about the issues that are important to Arcata, he is ethical, has integrity and he will be available to listen to and hear your concerns. Please vote in November and when you do consider voting for Brett. You will be glad you did.

Sincerely,  
**Sandy Scott**  
**Candler, North Carolina**

### Measure K for safety

What could be more threatening to families than what we have witnessed at our nation’s border – separating children and placing them in detention facilities while parents are sent away or detained elsewhere? CNN reported on Sept. 20 that between July and early September 2018, at least 41 people have been detained after attempting to retrieve their young family members from government-run detention facilities, now at 92 percent capacity with more than 13,000 children in custody.

Measure K offers a means of ensuring that all residents of Humboldt County feel safe in contacting first responders for emergencies, sending their children to school and accessing health care systems. Measure K is consistent with provisions in California State Values Act, SB-54. Measure K builds on SB 54 by providing for a means of families to specify parental preference regarding custody and residence of their children if separated as a result of federal action.

By supporting Measure K, Humboldt County will be aligning with more than 60 other local jurisdictions around the USA in standing up to the federal government by asserting that we do not want local funds to be used for underwriting the work of federal ICE agents.

If ever there was a time to think globally and act locally, now is the time and voting for Measure K is the way to show your support for keeping families together.

**Linda Goff Evans**  
**McKinleyville**

✦ Sign your letter to the Mad River Union with a real name and a city of origin, plus a phone number (which won’t be published) for identity verification. Try and keep your letter to 300 words or so, maybe 500 max, or call us about doing a column. E-mail letters to [opinion@madriverunion.com](mailto:opinion@madriverunion.com). By way of editor anguish reduction:

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# Sanctuary supporters refute county, sheriff

**Daniel Mintz**  
MAD RIVER UNION

HUMBOLDT – The organizers of the Sanctuary Ordinance ballot measure campaign have described a county presentation and sheriff's comments on the measure as inaccurate and misleading.

The county has discouraged voter support for Measure K, the November election ballot initiative that would bar county officials from communicating with federal immigration enforcers.

During a financial analysis presented to the Board of Supervisors last month, most supervisors and Sheriff

iff Billy Honsal described the measure as a trigger for duplication of efforts and high costs.

Sanctuary ordinance campaigners joined members of the faith community in support of Measure K at a Sept. 26 press conference in front of county headquarters in Eureka.

Rene Saucedo of Centro Del Pueblo and the Measure K campaign committee refuted the county's portrayal of the measure's effects.

The county's financial analysis concludes that the reporting, monitoring and administrative work required by Measure K could result in added costs of over \$300,000 a year, with the Sheriff's Office being particularly impacted.

But Saucedo said that's not true. "Measure K does not require the sheriff to do significantly more than what he already has to do under state law," she continued, referring to SB

54, the state-level sanctuary law and the California Truth Act, which mandates record-keeping and public access to reports on communications with the U.S. Immigration and Customs Enforcement (ICE) agency.

"Measure K will not add significant tasks on the sheriff or any other county official beyond what they're already required to do," said Saucedo.

She added that the extent of Measure K's reporting requirements has been exaggerated and misrepresented by the county. The only reporting requirement of the sheriff advanced by Measure K, she said, is a semi-annual report.

Measure K would only require that the sheriff "track and report his de-



**PROTECT FAMILIES** Deborah Hubbard of McKinleyville's Grace Good Shepherd church highlights protection of families at the Sept. 26 press conference on Measure K.

DANIEL MINTZ | UNION

partment's own communications with ICE, not all of ICE's activities in the county," she continued.

Saucedo also said that money will actually be saved if the sheriff and other county officials follow Measure K's directive to not interact with federal enforcers.

A multi-denominational showing from the county's faith community backed up the purpose and rationale for Measure K. Representatives of various faith groups urged support for Measure K, saying that it will prevent family separations and promote inclusion.

Deborah Hubbard, of McKinleyville's Grace Good Shepherd Church, highlighted Measure K's potential benefit to children. "There's no more innocent person than a child," she said. "Especially when they've lost 1,475 of them in the system, from separating them from their immigrant parents."

The election will be held on Nov. 6.

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545 Bald Hills Road, Orick, CA

IN PARTNERSHIP WITH:

**FULL DETAILS AT REDWOODSFESTIVAL.ORG**

**100**  
Save The Redwoods LEAGUE

Since 1918, Save the Redwoods League has protected and restored redwood forests and connected people with their peace and beauty so these wonders of the natural world flourish.





**MONOPHONICS** are just hitting their stride as one of the premier soul bands in the country. Hailing from the San Francisco Bay area's Marin County, the band delivers cinematic songs with timeless hooks anchored by Kelly Finnigan's soulful organ and powerhouse vocals. Their sound is inspired equally by classic soul, heavy funk, psychedelic rock and classic American songwriting.



**MARTY O'REILLY & THE OLD SOUL ORCHESTRA** features Marty on electrified resonator guitar and vocals, Chris Lynch on violin and keys, Ben Berry on upright bass, and Matt Goff on drums and percussion. The group specializes in roots music with evocative lyrics that are conceptually cryptic, relying on imagery and symbols to convey emotion. Artistic touchstones for the group include John Lee Hooker and Howlin' Wolf.

## Stand for the Redwoods Festival

### SAVE THER REDWOODS

ORICK – Save the Redwoods League holds a Stand for the Redwoods Festival in Orick on Sunday, Oct. 7 from noon to 5 p.m.

The festival also celebrates the 50th anniversary of Redwood National Park. The event takes place at the Orick Mill Site, 545 Bald Hills Rd., the southern gateway to Redwood National and State Parks.

The festival features live performances by a dynamic and diverse array of artists: soul band Monophonics, cosmic roots quartet Marty O'Reilly and the Old Soul Orchestra and conscious roots songstress Saritah.

"It's time we celebrated our redwood forests," said Sam Hodder, president and CEO of Save the Redwoods League. "These quintessential California icons that inspired our nation's conservation movement stand today because of the dedication of Save the Redwoods League, our partners, and the communities who care deeply for these ancient giants. Our festival, kicking off our Centennial Celebration Week, is an opportunity for everyone to come together to stand for the redwoods, celebrate California's world-renowned public lands, and commit to a vibrant and resilient future for the redwood forests that sustain us."

Numerous centennial partners of the League offer activities to engage all ages, including the Sierra Nevada beer garden (21 and over); wines from Barefoot Cellars; local food trucks; a participatory Creatures of the Redwoods Parade featuring dancing redwoods and other forest creatures; and numerous booths from the National Park Service, Redwood Parks Conservancy, California State Parks and other local vendors.

The free Stand for the Redwoods Festival is the official kick-off of the League's Centennial Celebration Week, Oc-

tober 7-14.

During this week, the League is hosting a variety of public, statewide events to honor the redwood forests and the communities that have rallied to protect them over the last century. The centennial also honors the League's vision for its second century of conservation leadership. For details, visit our events webpage.

Complete Festival details and schedule are available at [RedwoodsFestival.org](http://RedwoodsFestival.org).



**SARITAH** Conscious roots songstress Saritah is on a worldwide musical mission to uplift, inspire and heal. Bursting with an organic sound that is a refreshing and uniquely feminine weave of reggae, soul and acoustic inspired flavors, Saritah has a relentless passion for inspiring people to live their purpose and to follow their dreams. Playfully powerful, Saritah's live shows are colorful celebrations of life. A festival favorite with her infectious, beaming smile, Saritah has graced the stages of some of the world's most renowned musical gatherings.

SUBMITTED PHOTOS

## Smoked Salmon Phyllo Pie stokes cabbage love

Not everyone grew up eating hunks of raw cabbage in their high school brown bag lunch... OK, *almost* no one. You can guess who is the exception!

But even if you do not share my love affair with cabbage, you will be bowled over by the transformation of humble green cabbage in this phyllo encased pie. Sweating onion, cabbage and finely sliced fennel in olive oil brings out the sweetness in cabbage and blending it with a minimum of ingredients creates what looks fancy, but us cooks know was actually quite simple to make.

While this pie features smoked



salmon or lox, you could easily make it with pork or veggie sausage or just make it a cabbage pie for those of you who share my love of this member of the brassica family.

**Smoked Salmon Phyllo Pie**  
Inspired by Russian Salmon Pie from *The New York Times*  
12 sheets phyllo  
oil for spraying

4 oz smoked salmon (lox is OK), broken in bite size pieces or chopped  
2 tablespoons olive oil  
6 cups finely chopped green cabbage, 1 small cabbage  
1 small fennel bulb, sliced in half and sliced very finely (optional)  
1/2 onion, cut in half moons  
1 teaspoon caraway seeds  
2 teaspoons dried dill  
2 tablespoons cream  
1/2 cup shredded cheese such as havarti, mild cheddar  
2 eggs beaten  
salt  
pepper

Preheat oven to 400 degrees. Heat cast iron or heavy bottom skillet over medium heat for 2 to 3 minutes. Add oil and swirl to coat the bottom, add onion and salt and cook for 2 minutes. Add fennel, cabbage, caraway seeds

SALMON PIE ♦ B4

**PASTELS ON THE PLAZA** Arcata's town square will become canvass for pastel art during Pastels on the Plaza, set for Saturday, Oct. 6 from 9 a.m. to 4 p.m. The gallery sidewalk is a sight to see and coincides with the Arcata Farmers' Market. There will be music, food and more. The event is a fundraiser for North Coast Children's Services.

### Folksy goodness at Playhouse

**ARCATA PLAYHOUSE**  
**CREAMERY DISTRICT**  
– Singer/songwriter Eliza Gilkyson and guitarist Nina Gerber will stop off at the Arcata Playhouse on Friday, Oct. 5 in support of Gilkyson's newest release. The concert begins at 8 p.m.

Gilkyson is a twice Grammy-nominated singer songwriter and activist who is one of the most respected musicians in folk, roots and Americana circles. Her songs have been covered by Joan Baez, Bob Geldof, Tom Rush and Rosanne Cash.

Her new release, *Secularia*, is currently topping the folk charts. The album has cameos by Shawn Colvin, Jimmy LaFave and the Tosca String.

Gilkyson is joined by special guest Nina Gerber, who has added her talents to the work of a wealth of wonderful artists, including Karla Bonoff, Peter Rowan, Nanci Griffith, Lucy Kaplansky and Kate Wolf, with whom Gerber started her musical career. Gerber is the LeBron James of guitar players – everyone who plays with her gets better when she



**ARCATA PLAYHOUSE** Eliza Gilkyson performs Friday in Arcata.

SUBMITTED PHOTO

plays. Her album *Good Music with Good People* features outstanding performances with Jackson Browne, Eliza Gilkyson and Bruce Cockburn, among others, all taken from the Kate Wolf Festival.

Music starts at 8 p.m. with doors at 7:30 p.m. The show is presented in association with the Humboldt Folklife Society with tickets \$24 general and \$22 for Playhouse and Humboldt Folklife members.

Tickets are available at Wildberries Marketplace, [brownpapertickets.com](http://brownpapertickets.com) or reserve at (707) 822-1575.

### Lost Coast Fest this weekend

#### MAD RIVER UNION

ARCATA – The Lost Coast Fest, a three-day all-ages D.I.Y. festival featuring arts and music, will take place at three locations around Arcata from Friday, Oct. 5 through Sunday, Oct. 7.

More than 30 local and national touring acts will perform at the Arcata Theatre Lounge, the Arcata Veterans Hall and the Outer Space Arcata arts and community center. The fest is being put on by the Breakfast All Day Collective, and proceeds for the event will benefit The Raven Project, a youth-led, youth-implemented street outreach program and drop-in center in Humboldt County California, as well as Centro Del Pueblo, which works to create a space for the raza/indígena community to provide cultural and political advancement on the North Coast.

The event will also include workshops and panel discussions, in addition to other activities. Among the bands performing over the course of three days are Screaming Females (New Brunswick, New Jersey), August Eve (Los Angeles), Ehiorobo (New Jersey) and

FEST ♦ B2



THEOLDSTEEPLE.COM

**MOLLY TUTTLE** OCT 14

**KEOLA BEAMER & JEFF PETERSON** OCT 20

**LAURIE LEWIS** OCT 27

**LINDSAY LOU** NOV 1

**JOHN CRAIGIE** NOV 7

**Female**  
MUSIC COMPANY

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*Letters from the Community*  
**Share your story with our youth!**

Have you learned a lesson or two in your career that might be of value to our young people? The "Letters to our Youth" project asks community members to share experiences and wisdom with our students that will help them be successful in their future career choices.

Share your story at [hcoe.org/letters](http://hcoe.org/letters)

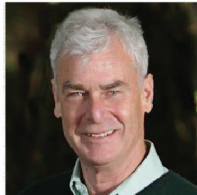


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**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00576**  
The following person(s) is (are) doing  
business as:  
**ELISA'S GOURMET SERVICE  
100 ERICSON CT.  
ARCATA, CA 95521  
2460 SONNENFELT RD.  
BAYSIDE, CA 95524  
COUNTY OF HUMBOLDT  
ELISA J. MILLER  
2460 SONNENFELT RD.  
BAYSIDE, CA 95524**

THIS BUSINESS IS CONDUCTED BY:  
AN INDIVIDUAL  
**S/ELISA J. MILLER  
OWNER**  
This statement was filed with the Humboldt  
County Clerk on  
SEPT. 20, 2018  
KELLY E. SANDERS  
**SE** DEPUTY CLERK  
10/3, 10/10, 10/17, 10/24

**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00585**  
The following person(s) is (are) doing  
business as:  
**PRO CYCLE SERVICE, LLC  
550 SOUTH G ST. SUITE 8  
ARCATA, CA 95521  
COUNTY OF HUMBOLDT  
PRO CYCLE SERVICE, LLC  
CA 201826310661  
550 SOUTH G ST. SUITE 8  
ARCATA, CA 95521**

THIS BUSINESS IS CONDUCTED BY:  
A LIMITED LIABILITY COMPANY  
**S/KIMBERLY E. ROSSIG  
OWNER**  
This statement was filed with the Humboldt  
County Clerk on  
SEPT. 25, 2018  
KELLY E. SANDERS  
**SM** DEPUTY CLERK  
10/3, 10/10, 10/17, 10/24

**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00575**  
The following person(s) is (are) doing  
business as:  
**AP PROPERTIES MANAGEMENT  
1745 THELMA ST.  
FORTUNA, CA 95540  
P.O. BOX 78  
FORTUNA, CA 95540  
COUNTY OF HUMBOLDT  
AMBER P. WOODWARD  
1745 THELMA ST.  
FORTUNA, CA 95540**

THIS BUSINESS IS CONDUCTED BY:  
AN INDIVIDUAL  
**S/AMBER WOODWARD  
OWNER**  
This statement was filed with the Humboldt  
County Clerk on  
SEPT. 19, 2018  
KELLY E. SANDERS  
**SM** DEPUTY CLERK  
10/3, 10/10, 10/17, 10/24

**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00572**  
The following person(s) is (are) doing  
business as:  
**THE STOVE DOCTORS  
1985 CENTRAL AVE.  
MCKINLEYVILLE, CA 95519  
COUNTY OF HUMBOLDT  
VLADIMIR E. CLAROS  
2400 MATHER ROAD  
MCKINLEYVILLE, CA 95519  
CAMELA A. COOPER CLAROS  
2400 MATHER ROAD  
MCKINLEYVILLE, CA 95519**

THIS BUSINESS IS CONDUCTED BY:  
A MARRIED COUPLE  
**S/CAMELA A. COOPER CLAROS  
OWNER**  
This statement was filed with the Humboldt  
County Clerk on  
SEPT. 18, 2018  
KELLY E. SANDERS  
**KT** DEPUTY CLERK  
10/3, 10/10, 10/17, 10/24

**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00592**  
The following person(s) is (are) doing  
business as:  
**DISC DOWN TRAVEL  
791 8TH STREET SUITE 11  
ARCATA, CA 95521  
COUNTY OF HUMBOLDT  
DISC DOWN LLC  
CA 201823610198  
791 8TH STREET SUITE 11  
ARCATA, CA 95521**

THIS BUSINESS IS CONDUCTED BY:  
A LIMITED LIABILITY COMPANY  
**S/ALLEN WHELESS  
CEO**  
This statement was filed with the Humboldt  
County Clerk on  
SEPT. 27, 2018  
KELLY E. SANDERS  
**KT** DEPUTY CLERK  
10/3, 10/10, 10/17, 10/24

**ORDER TO SHOW CAUSE  
FOR CHANGE OF NAME  
GRETCHEN RIEGEL  
SUPERIOR COURT OF  
CALIFORNIA  
COUNTY OF HUMBOLDT  
CASE NO. CV180726**

TO ALL INTERESTED PERSONS:  
1. Petitioner has filed a petition with this court  
for a decree changing names as follows:  
Present name: THORQUIL LEOD MC-  
CORQUODALE to Proposed name: THOR  
LLOYD RIEGEL  
Present name: AILSA GOLDELYN MAC-  
CORQUODALE to Proposed name: AILSA  
GOLDELYN RIEGEL  
Present name: JOHAN NORBERT MAC-  
CORQUODALE to Proposed name: HANS  
NORBERT RIEGEL

2. THE COURT ORDERS that all persons  
interested in this matter appear before this  
court, located at 825 5th Street, Eureka,  
California, at the hearing indicated below  
to show cause, if any, why the application  
should not be granted. Any person object-  
ing to the name changes described above  
must file a written objection that includes  
the reasons for the objection at least two  
court days before the matter is scheduled  
to be heard and must appear at the hearing  
to show cause why the petition should not  
be granted. If no written objection is timely  
filed, the court may grant the petition without  
a hearing.

Date: OCT. 19, 2018  
Time: 1:45 p.m.  
Dept.: 4  
3. A copy of this Order to Show Cause shall  
be published at least once a week for four  
successive weeks prior to the date set for  
hearing on the petition in the following news-  
paper of general circulation, printed in this  
county: Mad River Union.  
Date: AUG 22, 2018

JOHN T FEENEY  
Judge of the Superior Court  
9/12, 9/19, 9/26, 10/3

**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00552**  
The following person(s) is (are) doing  
business as:  
**DRAFT DESK  
1009 6TH STREET  
ARCATA, CA 95521  
COUNTY OF HUMBOLDT  
DRAFT DESK LLC  
CA 201824110351  
1009 6TH STREET  
ARCATA, CA 95521**

THIS BUSINESS IS CONDUCTED BY:  
A LIMITED LIABILITY COMPANY  
**S/KELSEY PARKER  
CEO**  
This statement was filed with the Humboldt  
County Clerk on  
SEPT. 5, 2018  
KELLY E. SANDERS  
**KT** DEPUTY CLERK  
9/12, 9/19, 9/26, 10/3

**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00567**  
The following person(s) is (are) doing  
business as:  
**MEND  
4551 STREET # 205  
ARCATA, CA 95521  
COUNTY OF HUMBOLDT  
SARAH M. BOYD  
4551 STREET # 205  
ARCATA, CA 95521**

THIS BUSINESS IS CONDUCTED BY:  
AN INDIVIDUAL  
**S/SARAH BOYD  
OWNER**  
This statement was filed with the Humboldt  
County Clerk on  
SEPT. 14, 2018  
KELLY E. SANDERS  
**SC** DEPUTY CLERK  
9/19, 9/26, 10/3, 1010

**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00554**  
The following person(s) is (are) doing  
business as:  
**32371 ALIPAZ  
2580 CENTRAL  
MCKINLEYVILLE, CA 95519  
COUNTY OF HUMBOLDT  
32371 ALIPAZ LLC  
1511 VUELTA GRANDE  
LONG BEACH, CA 90815  
CA 201425510321  
THIS BUSINESS IS  
CONDUCTED BY:  
A LIMITED LIABILITY COMPANY  
**S/JAMES ELLIOT  
OWNER/MEMBER****

This statement was filed with the Humboldt  
County Clerk on  
SEPT. 5, 2018  
KELLY E. SANDERS  
**SC** DEPUTY CLERK  
9/26, 10/3, 10/10, 10/17

**FICTITIOUS BUSINESS  
NAME STATEMENT  
18-00561**  
The following person(s) is (are) doing  
business as:  
**SMALL TOWN  
AUTO REPAIR  
2764 STRATING CT.  
MCKINLEYVILLE, CA 95519  
COUNTY OF HUMBOLDT  
CALEB S. LEA  
2764 STRATING CT.  
MCKINLEYVILLE, CA 95519**

THIS BUSINESS IS CONDUCTED BY:  
A MARRIED COUPLE  
**S/CALEB LEA  
OWNER**  
This statement was filed with the Humboldt  
County Clerk on  
SEPT. 10, 2018  
KELLY E. SANDERS  
**KT** DEPUTY CLERK  
9/19, 9/26, 10/3, 1010

**ABANDONMENT OF  
FICTITIOUS BUSINESS  
NAME STATEMENT  
R-1200739  
ORIGINAL FILING IN  
HUMBOLDT COUNTY ON DEC. 21, 2012**  
The following person(s) is (are) doing  
business as:  
**COLDWELL BANKER SELLERS REALTY  
985 G STREET  
ARCATA, CA 95521  
COUNTY OF HUMBOLDT  
GREGORY M. ANDERSON  
1920 LIME AVE.  
MCKINLEYVILLE, CA 95519**

THIS BUSINESS IS CONDUCTED BY:  
AN INDIVIDUAL  
**S/GREGORY ANDERSON  
BROKER OWNER**  
This statement was filed with the Humboldt  
County Clerk on  
AUGUST 31, 2018  
KELLY E. SANDERS  
**KT** DEPUTY CLERK  
9/12, 9/19, 9/26, 10/3

**ORDER TO SHOW CAUSE  
FOR CHANGE OF NAME  
JULIE SANTSCH  
SUPERIOR COURT OF  
CALIFORNIA  
COUNTY OF HUMBOLDT  
CASE NO. CV180753**

TO ALL INTERESTED PERSONS:  
1. Petitioner has filed a petition with this court  
for a decree changing names as follows:  
Present name: WILLIAM HUNTER BOAK to  
Proposed name: WILLIAM HUNTER SANT-  
SCHE  
Present name: HAYDEN FISCHER BOAK  
to Proposed name: HAYDEN FISCHER  
SANTSCH  
2. THE COURT ORDERS that all persons  
interested in this matter appear before this  
court, located at 825 5th Street, Eureka,  
California, at the hearing indicated below  
to show cause, if any, why the application  
should not be granted. Any person object-  
ing to the name changes described above  
must file a written objection that includes  
the reasons for the objection at least two  
court days before the matter is scheduled  
to be heard and must appear at the hearing

to show cause why the petition should not  
be granted. If no written objection is timely  
filed, the court may grant the petition without  
a hearing.

Date: OCT .26, 2018  
Time: 1:45 p.m.  
Dept.: 4

3. A copy of this Order to Show Cause shall  
be published at least once a week for four  
successive weeks prior to the date set for  
hearing on the petition in the following news-  
paper of general circulation, printed in this  
county: Mad River Union.  
Date: AUG 31, 2018

KELLY L. NEEL  
Judge of the Superior Court  
9/12, 9/19, 9/26, 10/3

**CITATION FOR  
PUBLICATION  
UNDER WELFARE AND  
INSTITUTIONS CODE  
SECTION 294**

Case Name: Baby Boy Asbury, aka: Jack  
Asbury  
Case No. JV180156

1. To Heather Asbury and Edward Ham-  
line and anyone claiming to be a parent of  
Baby Boy Asbury, aka: Jack Asbury born on  
7/6/2018 at Mad River Hospital, Arcata, CA.  
2. A hearing will be held on 12/12/2018  
at 8:30 a.m. in Dept. 7 located at Superior  
Court of California, County of Humboldt, 825  
Fifth Street, Eureka, CA 95501, Juvenile Di-  
vision, 2nd floor.  
3. At the hearing the court will consider  
the recommendations of the social worker or  
probation officer.

4. The social worker or probation officer  
will recommend that your child be freed from  
your legal custody so that the child may be  
adopted. If the court follows the recommen-  
dation, all your parental rights to the child will  
be terminated.  
5. You have the right to be present at the  
hearing, to present evidence, and you have  
the right to be represented by an attorney.  
If you do not have an attorney and cannot  
afford to hire one, the court will appoint an  
attorney for you.

6. If the court terminates your parental  
rights, the order may be final.  
7. The court will proceed with this hearing  
whether or not you are present.

**ATTORNEY FOR:  
CHILD WELFARE SERVICES  
JEFFREY S. BLANCK, COUNTY COUN-  
SEL #115447  
SETH LICHENSTEIN-HILL, DEPUTY  
COUNTY COUNSEL #266108  
825 FIFTH STREET  
EUREKA, CA 95501  
(707) 445-7236  
DATE: SEPTEMBER 11, 2018  
Clerk, by Kim M. Bartleson, Deputy  
9/19, 9/26, 10/3, 10/10**

**NOTICE OF PETITION TO ADMINISTER  
ESTATE OF  
LORETTA SLOTA MARSHALL  
CASE NO.: PR180217**  
To all heirs, beneficiaries, creditors, con-  
tingent creditors, and persons who may  
otherwise be interested in the will or estate,  
or both, of:  
**LORETTA S. MARSHALL, LORETTA  
MARSHALL**

**Petition for Probate** has been filed by:  
MATTHEW MARSHALL in the Superior  
Court of California, County of HUMBOLDT.

The Petition for Probate requests that:  
MATTHEW MARSHALL be appointed as per-  
sonal representative to administer the  
estate of the decedent.

The petition requests authority to admin-  
ister the estate under the Independent Ad-  
ministration of Estates Act. (This authority  
will allow the personal representative to take  
any actions without obtaining court approval.  
Before taking certain very important actions,  
however, the personal representative will be  
required to give notice to interested persons  
unless they have waived notice or consent-  
ed to the proposed action.) The independent  
administration authority will be granted un-  
less an interested person files an objection  
to the petition and shows good cause why  
the court should not grant the authority.

**A hearing on the petition will be held in this  
court as follows:**

Date: OCT. 19, 2018  
Time: 2:00 PM  
Dept.: 6

Address of court: Superior Court of Cali-  
fornia, County of Humboldt, 825 Fifth Street,  
Eureka, CA, 95501.

**If you object** to the granting of the peti-  
tion, you should appear at the hearing and  
state your objections or file written objections  
with the court before the hearing. Your  
appearance may be in person or by your  
attorney.

**If you are a creditor or a contingent  
creditor of the decedent**, you must file  
your claim with the court and mail a copy  
to the personal representative appointed by  
the court within the later of either (1) **four  
months** from the date of first issuance of  
letters to a general personal representative,  
as defined in section 58(b) of the California  
Probate Code, or (2) **60 days** from the date  
of mailing or personal delivery to you of a no-  
tice under section 9052 of the California Pro-  
bate Code. **Other California statutes and  
legal authority may affect your rights as a  
creditor. You may want to consult with an  
attorney knowledgeable in California law.**

**You may examine the file kept by the  
court.** If you are a person interested in the  
estate, you may file with the court a formal  
Request for Special Notice (form DE-154)  
of the filing of an inventory and appraisal of  
estate assets or of any petition or account  
as provided in Probate Code section 1250. A  
Request for Special Notice form is available  
from the court clerk.  
Attorney for the petitioner:  
J. BRYCE KENNY  
P.O BOX 361  
TRINIDAD, CA 95570  
(707) 442-4431  
9/19, 9/26, 10/3

**NOTICE OF PETITION TO ADMINISTER  
ESTATE OF  
FREDERICK CLEMENS MAY JR.  
CASE NO.: PR180230**  
To all heirs, beneficiaries, creditors, con-  
tingent creditors, and persons who may  
otherwise be interested in the will or estate,  
or both, of:  
**FREDERICK CLEMENS MAY JR., FRED C  
MAY, FRED C. MAY JR.**

**Petition for Probate** has been filed by: AN-  
GELA MAY in the Superior Court of Califor-  
nia, County of HUMBOLDT.  
The Petition for Probate requests that:  
ANGELA MAY be appointed as personal  
representative to administer the estate of the  
decedent.

The petition requests authority to admin-  
ister the estate under the Independent Ad-  
ministration of Estates Act. (This authority

will allow the personal representative to take  
any actions without obtaining court approval.  
Before taking certain very important actions,  
however, the personal representative will be  
required to give notice to interested persons  
unless they have waived notice or consent-  
ed to the proposed action.) The independent  
administration authority will be granted un-  
less an interested person files an objection  
to the petition and shows good cause why  
the court should not grant the authority.

**A hearing on the petition will be held in this  
court as follows:**

Date: OCT. 18, 2018  
Time: 2:00 PM  
Dept.: 6

Address of court: Superior Court of Cali-  
fornia, County of Humboldt, 825 Fifth Street,  
Eureka, CA, 95501.

**If you object** to the granting of the peti-  
tion, you should appear at the hearing and  
state your objections or file written objec-  
tions with the court before the hearing. Your  
appearance may be in person or by your  
attorney.

**If you are a creditor or a contingent  
creditor of the decedent**, you must file  
your claim with the court and mail a copy  
to the personal representative appointed by  
the court within the later of either (1) **four  
months** from the date of first issuance of  
letters to a general personal representative,  
as defined in section 58(b) of the California  
Probate Code, or (2) **60 days** from the date  
of mailing or personal delivery to you of a no-  
tice under section 9052 of the California Pro-  
bate Code. **Other California statutes and  
legal authority may affect your rights as a  
creditor. You may want to consult with an  
attorney knowledgeable in California law.**

**You may examine the file kept by the  
court.** If you are a person interested in the  
estate, you may file with the court a formal  
Request for Special Notice (form DE-154)  
of the filing of an inventory and appraisal of  
estate assets or of any petition or account  
as provided in Probate Code section 1250. A  
Request for Special Notice form is available  
from the court clerk.  
Attorney for the petitioner:  
NEAL G. LATT  
MATHEWS, KLUCK, WALSH & MAY LLP  
100 M STREET  
EUREKA, CA 95501  
9/26, 10/3, 10/10

**NOTICE OF PETITION TO ADMINISTER  
ESTATE OF  
MAE ALLEEN GOODWIN O'CONNER,  
AKA MAE ALLEEN O'CONNER, AKA  
ALLEEN GOODWIN O'CONNER  
CASE NO.: PR180231**

To all heirs, beneficiaries, creditors, con-  
tingent creditors, and persons who may  
otherwise be interested in the will or estate,  
or both, of:

**MAE ALLEEN GOODWIN O'CONNER,  
AKA MAE ALLEEN O'CONNER, AKA  
ALLEEN GOODWIN O'CONNER**

**Petition for Probate** has been filed by:  
JAMES O'CONNER in the Superior Court of  
California, County of HUMBOLDT.

The Petition for Probate requests that:  
JAMES O'CONNER be appointed as per-  
sonal representative to administer the estate  
of the decedent.

The petition requests authority to admin-  
ister the estate under the Independent Ad-  
ministration of Estates Act. (This authority  
will allow the personal representative to take  
any actions without obtaining court approval.  
Before taking certain very important actions,  
however, the personal representative will be  
required to give notice to interested persons  
unless they have waived notice or consent-  
ed to the proposed action.) The independent  
administration authority will be granted un-  
less an interested person files an objection  
to the petition and shows good cause why  
the court should not grant the authority.

**A hearing on the petition will be held in this  
court as follows:**

Date: OCT. 25, 2018  
Time: 2:00 PM  
Dept.: 6

Address of court: Superior Court of Cali-  
fornia, County of Humboldt, 825 Fifth Street,  
Eureka, CA, 95501.

**If you object** to the granting of the peti-  
tion, you should appear at the hearing and  
state your objections or file written objec-  
tions with the court before the hearing. Your  
appearance may be in person or by your  
attorney.

**If you are a creditor or a contingent  
creditor of the decedent**, you must file  
your claim with the court and mail a copy  
to the personal representative appointed by  
the court within the later of either (1) **four  
months** from the date of first issuance of  
letters to a general personal representative,  
as defined in section 58(b) of the California  
Probate Code, or (2) **60 days** from the date  
of mailing or personal delivery to you of a no-  
tice under section 9052 of the California Pro-  
bate Code. **Other California statutes and  
legal authority may affect your rights as a  
creditor. You may want to consult with an  
attorney knowledgeable in California law.**

**You may examine the file kept by the  
court.** If you are a person interested in the  
estate, you may file with the court a formal  
Request for Special Notice (form DE-154)  
of the filing of an inventory and appraisal of  
estate assets or of any petition or account  
as provided in Probate Code section 1250. A  
Request for Special Notice form is available  
from the court clerk.  
Attorney for the petitioner:  
ARTHUR NIELSEN  
GALE & NIELSEN  
2850 HARRIS STREET  
EUREKA, CA 95503  
9/26, 10/3, 10/10

**Combined Notice of Availability  
of a Draft Environmental Impact  
Report and Public Hearing for  
the McKinley Statue Removal Project  
Arcata, California  
SUMMARY:**

Notice is hereby given by the City of  
Arcata as the lead agency pursuant to the  
California Environmental Quality  
Act (CEQA) that the above-named draft  
Environmental Impact Report (DEIR) is  
available for public review and comment.  
Comments on the DEIR will be received  
for a 30-day period, commencing on Oc-  
tober 5, 2018, and ending at 5:00 p.m. on  
November 5, 2018, after which a final EIR  
will be prepared containing comments and  
responses to comments that, together with  
the DEIR, will form the Final EIR. The Fi-  
nal EIR will be used by the City of Arcata  
in its consideration of approval of the pro-  
posed project.

**PROJECT LOCATION AND DESCRIP-  
TION:**

The City Council (Council) of the City  
of Arcata (City) voted on February 21,  
2018, in favor of removing the statue of  
President William McKinley that has been

located at the center of Arcata's Plaza  
since it was donated by Arcata resident  
George Zehndner in 1906. The statue  
has periodically been the focus of con-  
cern by citizens who question the appro-  
priateness of having a commemorative  
work of a former President in the center  
of the town Plaza who is associated with  
a controversial period in America's history,  
namely the western expansionist period of  
the late 19th Century. This period is further  
associated with the poor treatment of the  
indigenous peoples whose lands were the  
focus of the expansionist policies of the  
US government at the time. Through this  
correlation to the treatment of indigenous  
peoples, attention has come forward that  
the statue, and all of Arcata and the Hum-  
boldt Bay area, is sitting on the ancestral  
lands of the local Wiyot Tribe. A movement  
to remove the statue in honor of the Wi-  
yot Tribe and all indigenous people has  
resulted in several demonstrations on the  
Plaza and public meetings before the City  
Council.

The removal of commemorative works  
has become a national issue. In March of  
this year, the Advisory Council on Historic  
Preservation (ACHP), an independent fed-  
eral agency created by the National His-  
toric Preservation Act (NHPA) of 1966, to  
promote the preservation, enhancement,  
and sustainable use of our nation's di-  
verse historic resources, and to advise the  
President and the Congress on national  
historic preservation policy, issued a pol-  
icy statement to help communities address  
controversial commemorative works. The  
policy statement is included as Appendix  
B. In short, the ACHP statement provides  
guiding principles to assist local govern-  
ments when facing decisions regarding  
the disposition of controversial public  
commemorative works and acknowledges  
that communities' values change over time  
and that appropriate stewardship should  
balance stewardship responsibilities for  
publicly-owned commemorative works with  
recognition of the sensibilities, cul-  
tural responses, and emotions over mem-  
orialization and remembrance of difficult  
chapters in the nation's history. (ACHP,  
March 2018) This guidance supports the  
City Council's decision to remove the  
statue for the reasons stated herein. The  
statue is proposed to be stored at a City-  
owned offsite location until its permanent  
disposition is determined.

The McKinley Statue is identified in  
Policy H-3g of the Historic Preservation  
Element of the General Plan as one of  
several principal features of the Plaza  
which defines its historical character and  
which shall be preserved. In order to re-  
move the statue, a focal point of the Arcata  
Plaza Historic District (District) and one of  
the principal features of the Plaza's histor-  
ic character, the Council has found that a  
General Plan amendment will be required.  
Additionally, a Design Review permit for  
alterations to a structure within the District  
is required pursuant to §§ 9.72.040.B.2  
and B.3 of the City's Land Use Code  
(Code).

The project requires discretionary ap-  
proval and as such is subject to the Cal-  
ifornia Environmental Quality Act (CEQA).  
The City, as the lead agency, must identify  
and document the potential environmental  
impacts of the project in accordance with  
CEQA (Public Resources Code § 21000  
et seq.), and the CEQA Guidelines (Cal-  
ifornia Administrative Code Section 15000  
et seq.). The City determined that the  
impact to the historic resources that are  
the McKinley Statue and the District is po-  
tentially significant. To fulfill CEQA's envi-  
ronmental review requirement, the City of  
Arcata determined that an Environmental  
Impact Report (EIR) be prepared for the  
project. The EIR will be focused on poten-  
tial impacts to Cultural Resources, with a  
very cursory analysis of the other CEQA  
impact categories.

The purpose of the Focused EIR is to:  
• Provide public disclosure of the poten-  
tially significant environmental effects of  
the project;  
• Indicate means by which to avoid,  
minimize, or mitigate potentially adverse  
environmental effects;  
• Analyze a range of alternatives to the  
project that may reduce or avoid one or  
more significant environmental effects;  
and  
• Consider cumulative effects and other  
environmental effects.

ANTICIPATED SIGNIFICANT ENVI-  
RONMENTAL EFFECTS:

The DEIR's analysis of project impacts  
identified significant impacts on the fol-  
lowing:

• Historical Resources – the statue is  
identified in the City's General Plan as an  
element of the historic Plaza District.

The City proposes to adopt mitigation to  
address the potentially significant impact  
of the project; however, the project with  
mitigation is expected to result in a poten-  
tially significant impact. A comprehensive  
interpretive report will be developed by  
the City of Arcata, in collaboration with the  
area Wiyot Tribes, the Historic Sites So-  
ciety of Arcata, and the Humboldt County  
Historical Society. The report shall include  
text and photographs with information  
about the statue itself, the artist, the pa-  
tron, its relationship to the San Francisco  
earthquake of 1906, why it was erected,  
its lifetime on the Plaza, and why it was re-  
moved. The interpretation will include the  
pre-history of the site as Wiyot land before  
Anglo discovery.

**PUBLIC REVIEW PROCESS:**

One of the purposes of CEQA is to in-  
form the public of the likely environmental  
consequences of projects. The purpose  
of this Notice, consistent with Sections  
15086 and 15087 of the State CEQA

Guidelines is to consult with and request  
comments on the DEIR's environmental  
analyses from responsible agencies, or-  
ganizations, and interested parties.

The DEIR is available for review during  
normal business hours (9:00 a.m. to 5:00  
p.m.), Monday through Friday, at the  
City of Arcata Community Development  
Department, City Hall, at 736 F Street,  
California, 95521. The DEIR is also avail-  
able for review or download on the City's  
website ([http://www.cityofarcata.org/787/  
McKinley-Statue](http://www.cityofarcata.org/787/McKinley-Statue)). Comments on the DEIR  
may be submitted to:

McKinley Statue Removal Project EIR  
City of Arcata, Community Development  
Department  
736 F Street, California, 95521

Please include a return address and  
contact name with your written comments.  
Comments can also be sent via email with  
subject line "The Village DEIR Comments"  
to: [dloya@cityofarcata.org](mailto:dloya@cityofarcata.org)

Although CEQA does not require formal  
hearings at any stage of the environmental  
review process (State CEQA Guidelines  
Section 15202[a]), it does encourage  
"wide public involvement, formal and in-  
formal, in order to receive and evaluate  
public reactions to environmental issues"  
(State CEQA Guidelines Section 15201)  
and requires the lead agency to provide  
the public with the opportunity to provide  
comments. The City, as lead agency, cir-  
culated a Notice of Preparation (NOP) of  
an EIR (SCH # 2018052032) for the pro-  
posed project on October 14, 2016. The  
NOP was distributed for a 30-day com-  
ment period that ended on June 11, 2018.  
In addition, the City held a formally noticed  
public scoping meeting on May 17, 2018,  
to solicit input on the scope and focus of  
the EIR. An agency scoping meeting was  
subsequently held on May 18, 2018. Com-  
ments received on the NOP and during the  
public scoping meeting were considered in  
the preparation of the EIR.

There were no public or agency re-  
sponses to the NOP. Like the NOP, the  
DEIR is being circulated for review and  
comment by appropriate agencies, as  
well as organizations and individuals who  
have requested notification. In accordance  
with Section 15205(d) of the State CEQA  
Guidelines, the City has scheduled a 30-  
day public review period for the DEIR,  
ending on November 5, 2017, at 5:00 p.m.  
Within that 30-day period, the City will hold  
at least one public hearing to request com-  
ments on the DEIR.

NOTICE IS HEREBY GIVEN that the  
Arcata Planning Commission will conduct  
a public hearing on Tuesday, October 23,  
2018, beginning at 6:00 p.m. (or as soon  
thereafter as can be heard) in the City  
Council Chambers, Arcata City Hall, 736 F  
St., to receive comments on the DEIR for  
the above referenced project, which will  
require a General Plan Amendment.

NOTICE IS FURTHER GIVEN that any-  
one desiring to present testimony regard-  
ing said project may do so prior to or at the  
public hearing noticed herein.

NOTICE IS FURTHER GIVEN that the  
information regarding the proposed project  
and environmental review may be  
reviewed at the Community Development  
Department at Arcata City Hall, 736 "F"  
Street, Arcata, on weekdays between the  
hours of 9:00 a.m. and 5:00 p.m. at (707)  
822-5595.

NOTICE IS FURTHER GIVEN that,  
pursuant to state law,



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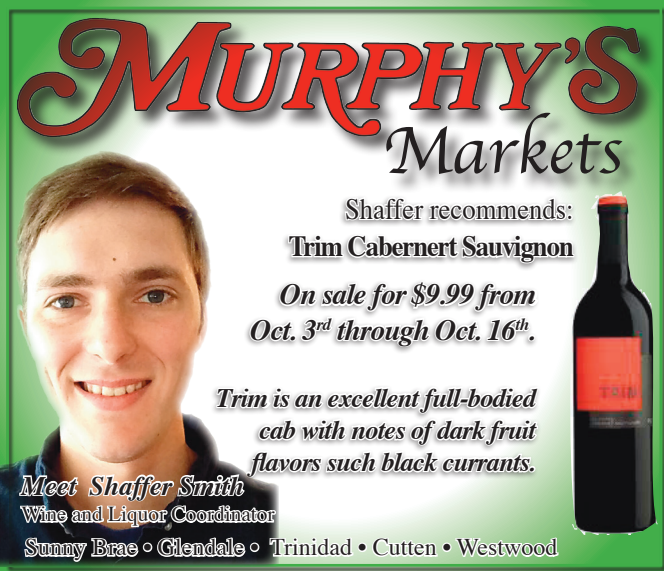
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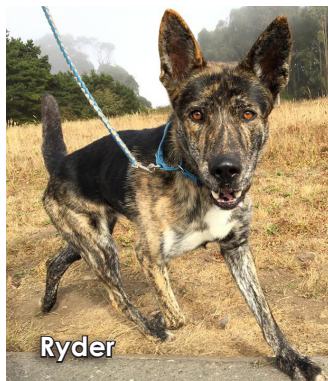
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The first rains are rinsing off the roads and settling the dust in the shelter's play yard. Volunteers are busy arranging for delivery of new wood chips to keep the yard from getting too muddy.

We'd love to see a few more of our shelter buddies settled into their forever homes before the weather turns ugly. Still so many good pups to choose from!

Ryder is a stunning



1-year-old German Shepherd boy. Ryder has been at the shelter since the middle of August. He looks excited in his kennel but the volunteers can't say enough about how well-behaved he is out of the kennel!

His interesting markings have everyone wondering if he might be a sibling to previous residents Bonnie and Clyde, who are both happily adopted. They also seemed a little excited in their kennels but showed their charms once outside.

Ryder is a gentle walker and enjoys sniffing out his surroundings, treats and other dogs. He would make a great addition to a family that enjoys getting out for hikes and adventures. Ryder seems to be housebroken and very eager to please. Come check out this handsome boy today!

The shelter also has a

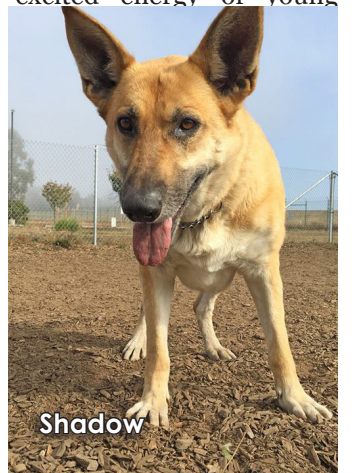
female German Shepherd, Shadow, who is a bit more mature than young Ryder. Shadow is about 8 years old and has been at the shelter since the end of May. We know that Shadow lived with other dogs and small children in her previous life.

She was separated from her family during a move and we had arranged for her people to come and get her, but something happened and they never showed up. Poor Shadow was a little confused about being in a kennel again after being in a home for four years, but she has adapted well.

She is very well housebroken and usually can be found resting quietly on her bed. Shadow walks well on the leash and responds to sit and other directions.

She loves to play fetch and will return the ball to the thrower. Shadow recently had a meet and greet with another large female shepherd and it went well. She is not thrilled with the

excited energy of young



bouncy dogs, but enjoys the company of more mature dogs. For a nice mellow family companion, come meet our lovely Shadow.

Ryder and Shadow have been altered, microchipped and vaccinated and are ready to go out to their forever homes. You can meet them at the Humboldt County Animal Shelter, located at 980 Lycoming Ave. in McKinleyville. More info is available at [petharbor.com](http://petharbor.com) or by calling (707) 840-9132.

**ENCHANTED ANIMAL WALK** Meet Mother Earth and her colorful fairies as you walk through an enchanted forest where a variety of animals await during an Enchanted Animal Walk on Sunday, Oct. 14 in McKinleyville. Each animal will have a special story and a gift to share.

This is a special event for all ages. Cost is \$10 for children, \$4 for adults and free for babes in arms. The event takes place on 18 acres on Azalea Avenue. Call Companion Animal Foundation at (707) 826-PETS (7387) for a reservation and to receive more information and directions.

## Salmon | Pie

❖ FROM B1

and dill and stir well to coat in the oil, turn heat down to medium low and sweat cabbage for 13 to 15 minutes until it softens and begins to look translucent. Add salmon and stir well and cook another 4 to 5 minutes to allow flavors to meld. Turn off heat and scrap all into a mixing bowl. Add the cheese, cream and two-thirds of the beaten egg to the cabbage mix and blend well.

Use a nine-inch pie pan to build your pie with deep sides if possible. Spray the bottom with oil and then drape a single sheet of phyllo, allow it to overlap the edges, spraying with oil. Add the second sheet to overlap over the edge by about one inch, and then repeat with the remaining sheet, essentially creating a star with the five sheets, creating the bottom shell of the pie.

Pour filling into the pie and close the pie by layering phyllo the same way you created the bottom. Trim edges and turn them into the pie to seal it. Pour remaining egg on top and using a rubber spatula, smear the egg all over the top to moisten the phyllo as well as to melt the folded in edges of phyllo into the top of the pie. Puncture the top of the pie 6 to 8 times with a sharp knife. Bake for 20 to 25 minutes until browned on top and a knife inserted in the center comes out hot. Cut and allow to cool for 5 minutes before serving.

Hugs!



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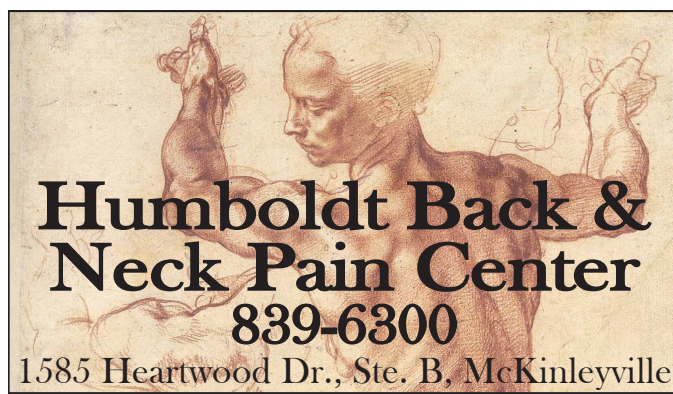
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